IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

-

WRIT PETITION NO : 3463 of 2005

Between:

V.K.E. Rao, E-484141, S/o Venkateswara Rao,
Bhimavaram Depot, R/o Pedapulleru , Bhimavaram, West Godavari District.

..... PETITIONER

AND

1 The Regional Manager, APSRTC, W.G. Region, at Eluru, W.G. District.
2 The Depot Manager, APSRTC, Bhimavaram, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents herein in not granting the selection grade scale Stagnation increments to the petitioner on completion of 12 years service is illegal, unjust and arbitrary, contrary to well established principles of law and as such set aside the same by directing the respondents herein to add the stagnation increment to the petitioners on completion of 12 years of service irrespective of his transfer from the date of initial appointment and to pay the arrears by re-fixing the pay of the petitioner forthwith and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.S.M.SUBHAN

Counsel for the Respondents: MR.R.MANMADHA REDDY

The Court made the following:

ORDER:

In not granting the selection grade scale stagnation increment to the petitioner on completion of 12 years service, the present writ petition is filed.

The petitioner is working as a Driver in the respondent-Corporation. He contends that after completion of 12 years of successful service, he is entitled for Selection Grade Stagnation increment, which has already remained due on different dates.

The grievance of the petitioner is that the respondents did not take any steps to release the Selection Grade Scale Stagnation increment to the petitioner; therefore, he approached this Court seeking direction to the respondents to pass appropriate orders regarding the Selection Grade Scale Stagnation increment to him. Respondents did not deny the eligibility of the employees who have completed 12 years of continuous service for the Selection Grade Scale Stagnation increment.

In the light of the circumstances, the respondents are directed to pass appropriate orders regarding the release of the Selection Grade Scale Stagnation increment to the petitioners, keeping in view the Judgment of a Division Bench of this Court in W.A.No.1301 of 2000

dated 29.10.2002, within a period of two months from the date of receipt of a copy of this order and communicate the same to the petitioner.

The writ petition is, accordingly, disposed of. No order as to costs.

_____

24.02.2005

VGB

To

1 The Regional Manager, APSRTC, W.G. Region, at Eluru, W.G. District.
2 The Depot Manager, APSRTC, Bhimavaram, West Godavari District.

3 2CD copies